



Atty. Dkt. No. 081356-0111

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Susumu KAJIWARA et al.  
Title: A DNA CHAIN USEFUL FOR  
INCREASING PRODUCTION OF  
CAROTENOIDS  
Appl. No.: 08/737,319  
Filing Date: 11/12/1996  
Examiner: P. Achutamurthy  
Art Unit: 1652

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**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.97(e)(1)**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.97(e)(1), the undersigned Attorney of record hereby states that each item of information contained in the Supplement Information Disclosure Statement filed herewith was first cited in a communication from a foreign patent office application in a counterpart foreign application not more than three months prior to the filing of the Supplemental Information Disclosure.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed document is being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR § 1.113, a notice of allowance under 37 CFR § 1.113, or an action that otherwise closes prosecution in the application.

**RELEVANCE OF EACH DOCUMENT**

The foregoing document was cited by the examiner in Applicants' corresponding Norwegian Patent Application No. 1996 4754.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 19 March 2003

By Stephen A. Bent

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